

REMARKS

Claims 33-86 are pending in this application. Claims 33-72 and 81-86 have been withdrawn from consideration, leaving claims 73-80 for examination.

Rejection of Claims 73-80 for Nonstatutory Obviousness-Type Double Patenting

The Examiner provisionally rejected claims 73-80 under the judicially created doctrine of nonstatutory obviousness-type double patenting as being unpatentable over U.S. Patent Application No. 09/602,191. Office Action at page 2.

Solely to advance prosecution, and not in acquiescence to the rejection, with this Response, Applicant includes a Terminal Disclaimer over U.S. Patent Application No. 09/602,191.

In light of the Terminal Disclaimer filed herewith, Applicant respectfully requests withdrawal of the double patenting rejection over U.S. Patent Application No. 09/602,191.

CONCLUSION

In view of the foregoing remarks, Applicant respectfully requests withdrawal of the rejection and timely allowance of the pending claims 73-80. Should the Examiner have remaining questions or concerns regarding this application, Applicant requests that the Examiner contact the undersigned at 650-849-6611 to schedule an interview to discuss the application.

Please grant any extensions of time required to enter this response and charge any additional required fees to Deposit Account No. 06-0916.

Respectfully submitted,

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